

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

AUTOMOTIVE TECHNOLOGIES)	
INTERNATIONAL, INC.,)	
a Delaware corporation,)	
)	
Plaintiff,)	
)	
vs.)	C.A. No. 06-187 GMS
)	
AMERICAN HONDA MOTOR COMPANY,)	
a California corporation,)	
ELESYS NORTH AMERICA, INC.,)	JURY TRIAL DEMANDED
a Georgia corporation, and)	
GENERAL MOTORS CORPORATION,)	
a Delaware corporation,)	
)	
Defendants.)	

AFFIDAVIT PURSUANT TO D. DEL. LR 4.1 (b)

STATE OF DELAWARE	:	
	:	SS:
COUNTY OF NEW CASTLE	:	

BE IT REMEMBERED that on this 10th day of April, A.D. 2006, personally came before me, the Subscriber, a Notary Public for the State and County aforesaid, Richard K. Herrmann, attorney for the Plaintiff, who being sworn according to law did depose and say as follows:

DEFENDANT AMERICAN HONDA MOTOR COMPANY:

1. That to the best of his knowledge, the Defendant American Honda Motor Company is a nonresident of the State of Delaware whose name and address is as follows:

American Honda Motor Company
1919 Torrance Boulevard
Torrance, CA 90501

2. That on March 17, 2006, the Complaint in the above-captioned action was filed; that on March 17, 2006 the Clerk issued a Summons to serve the Secretary of State pursuant to 10 Del. C. § 3104.

3. That on March 30, 2006, the Return of Service was filed, a copy of which is attached as Exhibit A.

4. That on March 31, 2006, Richard K. Herrmann, Esquire, caused a copy of the Notice, attached hereto as Exhibit B, to be mailed by Registered Mail to the following defendant: American Honda Motor Company.

5. That on April 7, 2006, he, Richard K. Herrmann, Esquire, received from the postal authority the domestic return receipt attached hereto as Exhibit C.

6. That the said receipt has the same registered number, to-wit: RB 420 632 824 US, as the receipt received at the time of the mailing of said notice, attached hereto as Exhibit D.

DEFENDANT ELESYS NORTH AMERICA, INC.:

7. That to the best of his knowledge, the Defendant Elesys North America, Inc. is a nonresident of the State of Delaware whose name and address is as follows:

Elesys North America, Inc.
70 Crestridge Drive, Suite 150
Suwanee, GA 30024

8. That on March 17, 2006, the Complaint in the above-captioned action was filed; that on March 17, 2006 the Clerk issued a Summons to serve the Secretary of State pursuant to 10 Del. C. § 3104.

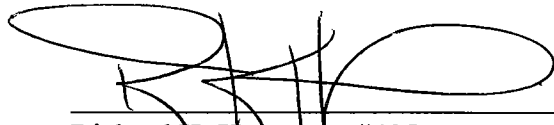
9. That on March 30, 2006, the Return of Service was filed, a copy of which is attached as Exhibit E.

10. That on March 31, 2006, Richard K. Herrmann, Esquire, caused a copy of the Notice, attached hereto as Exhibit F, to be mailed by Registered Mail to the following defendant: Elesys North America, Inc.

11. That on April 6, 2005, he, Richard K. Herrmann, Esquire, received from the postal authority the domestic return receipt attached hereto as Exhibit G.

12. That the said receipt has the same registered number, to-wit: RB 420 632 838 US, as the receipt received at the time of the mailing of said notice, attached hereto as Exhibit H.

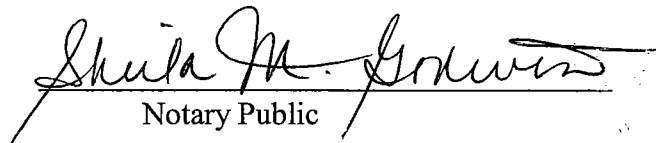
Dated: April 11, 2006



Richard K. Herrmann #405
MORRIS, JAMES, HITCHENS & WILLIAMS LLP
222 Delaware Avenue, 10th Floor
Wilmington, Delaware 19801
(302) 888-6800
rherrmann@morrisjames.com

Attorneys for Plaintiff
AUTOMOTIVE TECHNOLOGIES INTERNATIONAL, INC.

SWORN TO AND SUBSCRIBED before me the day and year aforesaid:



Notary Public

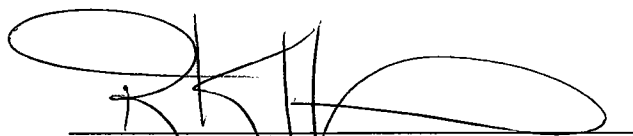
SHEILA M. GODWIN
Notary Public - State of Delaware
My Comm. Expires Mar. 17, 2009

CERTIFICATE OF SERVICE

I hereby certify that on the 11th day of April, 2006, I electronically filed the foregoing document, **AFFIDAVIT PURSUANT TO D. DEL. LR 4.1 (b)**, with the Clerk of the Court using CM/ECF which will send notification of such filing to the following:

Thomas C. Grimm, Esq.
Morris, Nichols, Arsht & Tunnell LLP
1201 North Market Street
Wilmington, DE 19801

Dated: April 11, 2006

A handwritten signature in black ink, appearing to read 'RKH', is written over a horizontal line.

Richard K. Herrmann #405
MORRIS, JAMES, HITCHENS & WILLIAMS LLP
222 Delaware Avenue, 10th Floor
Wilmington, Delaware 19801
(302) 888-6800
rherrmann@morrisjames.com

Attorneys for Plaintiff
AUTOMOTIVE TECHNOLOGIES INTERNATIONAL, INC.

EXHIBIT A

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

District of Delaware

ORIGINAL

AUTOMOTIVE TECHNOLOGIES
INTERNATIONAL, INC.,
Plaintiff,

V.

AMERICAN HONDA MOTOR COMPANY,
ELESYS NORTH AMERICA, INC. and
GENERAL MOTORS CORPORATION,
Defendants.

SUMMONS IN A CIVIL CASE

CASE NUMBER: CP 187

TO: (Name and address of Defendant)

American Honda Motor Company
c/o Delaware Secretary of State
401 Federal Street, Suite 3
Dover, DE 19901

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Richard K. Herrmann, Esq.
Morris James Hitchens & Williams LLP
222 Delaware Avenue, 10th Floor
Wilmington, DE 19801
302.888.6800

an answer to the complaint which is served on you with this summons, within Twenty (20) days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

PETER T. DALLEO

MAR 17 2006

CLERK

DATE

Evelle Wata

(By) DEPUTY CLERK

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

Service of Process:1:06-cv-00187-GMS Automotive Technologies International Inc. v. American Honda Motor Company et al**U.S. District Court****District of Delaware**

Notice of Electronic Filing

The following transaction was received from Herrmann, Richard entered on 3/30/2006 at 7:11 PM EST and filed on 3/30/2006

Case Name: Automotive Technologies International Inc. v. American Honda Motor Company et al**Case Number:** 1:06-cv-187**Filer:** Automotive Technologies International Inc.**Document Number:** 5**Docket Text:**

Return of Service Executed by Automotive Technologies International Inc.. American Honda Motor Company served on 3/20/2006, answer due 4/10/2006. (Herrmann, Richard)

The following document(s) are associated with this transaction:

Document description:Main Document**Original filename:**n/a**Electronic document Stamp:**

[STAMP dcecfStamp_ID=1079733196 [Date=3/30/2006] [FileNumber=193116-0]
[740d862320ec4b770ac4591d2dcf484ebcc1f29b3d08d7bc2152b995aaf5a651394c
c38276fc7450af7c1b62b0e3c28cdb4b98e033889ac321325b1878eee113]]

1:06-cv-187 Notice will be electronically mailed to:

Richard K. Herrmann rherrmann@morrisjames.com,

1:06-cv-187 Notice will be delivered by other means to:

EXHIBIT B

MORRIS, JAMES, HITCHENS & WILLIAMS LLP

222 Delaware Avenue, 10th Floor
Wilmington, Delaware 19801-1621
(302) 888-6800
Facsimile (302) 571-1750
www.morrisjames.com

Richard K. Herrmann
(302) 888-6816
rherrmann@morrisjames.com

Mailing Address
P.O. Box 2306
Wilmington, DE 19899-2306

March 31, 2006

**VIA REGISTERED MAIL NO. RB 420 632 824 US
RETURN RECEIPT REQUESTED**

American Honda Motor Company
1919 Torrance Blvd
Torrance, CA 90501

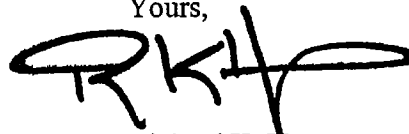
**Re: *Automotive Technologies International, Inc. v. American Honda Motor Company, Elesys North America, Inc. and General Motors Corporation*
D. Del., C.A. No. 05-494 JJF**

To whom it may concern:

Please be advised that American Honda Motor Company has been served with Process (Summons) and Complaint in Delaware pursuant to 10 Del. C. § 3104. Service of the original Summons and Complaint in the above referenced case has been made upon the Delaware Secretary of State as agent for acceptance of legal process. Under 10 Del. C. § 3104, such service is as effectual to all intents and purposes as if it had been made upon American Honda Motor Company within Delaware.

Enclosed please find a copy of the Summons and Return of Service and the Complaint. Thank you for your attention to this matter.

Yours,

A handwritten signature in black ink, appearing to be 'RKH' followed by a stylized flourish.

Richard K. Herrmann

RKH/sch
Enclosures

EXHIBIT C

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<p>■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</p> <p>■ Print your name and address on the reverse so that we can return the card to you.</p> <p>■ Attach this card to the back of the mailpiece, or on the front if space permits.</p>		<p>A. Signature <input checked="" type="checkbox"/> Agent <input type="checkbox"/> Addressee</p>	
<p>1. Article Addressed to:</p> <p>American Honda Motor Co. 1919 Torrance Blvd Torrance, CA 90501</p>		<p>B. Received by (Printed Name) [Signature] C. Date of Delivery APR 04 2006</p>	
		<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If YES, enter delivery address below:</p>	
		<p>3. Service Type</p> <p><input type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input checked="" type="checkbox"/> Registered <input checked="" type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p>	
		<p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>	
<p>2. Article Number (Transfer from service label) RB 420 632 824 US</p>			
PS Form 381, February 2004		Domestic Return Receipt 102595-02-M-1540	

EXHIBIT D

Registered No. **RB 420 632 824 US**
 AS 42063282403

To Be Completed By Post Office	Reg. Fee	\$7.90	
	Handling Charge	\$0.00	Return Receipt \$1.85
	Postage	\$12.95	Restricted Delivery \$0.00
	Received by LS		

Date Stamp
 WILMINGTON DE 19801
 0501
 17 JUN 2006
 03/31/2006

Domestic Insurance up to \$25,000 is included in the fee. International Indemnity is limited. (See Reverse).

Customer Must Declare Full Value \$ **0**

☐ With Postal Insurance
☒ Without Postal Insurance

To Be Completed By Customer (Please Print) All Entries Must Be in Ballpoint or Typed	FROM	Richard K. Herrmann Morris James Hitchens & Williams 222 Delaware Ave, PO Box 2306 Wilmington, DE 19899-2306
	TO	American Honda Motor Company 1919 Torrance Blvd Torrance, CA 90501

PS Form 3806, June 2002 **Receipt for Registered Mail** Copy 1 - Customer (See Information on Reverse)

For delivery information, visit our website at www.usps.com®

EXHIBIT E

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

District of Delaware

ORIGINAL

AUTOMOTIVE TECHNOLOGIES
INTERNATIONAL, INC.,
Plaintiff,

V.

AMERICAN HONDA MOTOR COMPANY,
ELESYS NORTH AMERICA, INC. and
GENERAL MOTORS CORPORATION,
Defendants.

SUMMONS IN A CIVIL CASE

CASE NUMBER:

1:06-cv-00187

TO: (Name and address of Defendant)

Elesys North America, Inc.
c/o Delaware Secretary of State
401 Federal Street, Suite 3
Dover, DE 19901

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Richard K. Herrmann, Esq.
Morris James Hitchens & Williams LLP
222 Delaware Avenue, 10th Floor
Wilmington, DE 19801
302.888.6800

an answer to the complaint which is served on you with this summons, within Twenty (20) days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

PETER T. DALLEO

MAR 17 2006

CLERK

DATE



(By) DEPUTY CLERK

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

Service of Process:

1:06-cv-00187-GMS Automotive Technologies International Inc. v. American Honda Motor Company et al

U.S. District Court

District of Delaware

Notice of Electronic Filing

The following transaction was received from Herrmann, Richard entered on 3/30/2006 at 7:12 PM EST and filed on 3/30/2006

Case Name: Automotive Technologies International Inc. v. American Honda Motor Company et al

Case Number: 1:06-cv-187

Filer: Automotive Technologies International Inc.

Document Number: 6

Docket Text:

Return of Service Executed by Automotive Technologies International Inc.. Elesys North America Inc. served on 3/20/2006, answer due 4/10/2006. (Herrmann, Richard)

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1079733196 [Date=3/30/2006] [FileNumber=193119-0]
[221113d7851a6cab1dafa52ff90032999aa4440f3034ad8fc84eaf2d8bdd79019ff5
8f03835f47c4fd479261286127deefb97a68f8a32d00024720fb9097ac7]]

1:06-cv-187 Notice will be electronically mailed to:

Richard K. Herrmann rherrmann@morrisjames.com,

1:06-cv-187 Notice will be delivered by other means to:

EXHIBIT F

MORRIS, JAMES, HITCHENS & WILLIAMS LLP

222 Delaware Avenue, 10th Floor
Wilmington, Delaware 19801-1621
(302) 888-6800
Facsimile (302) 571-1750
www.morrisjames.com

Richard K. Herrmann
(302) 888-6816
rherrmann@morrisjames.com

Mailing Address
P.O. Box 2306
Wilmington, DE 19899-2306

March 31, 2006

**VIA REGISTERED MAIL NO. RB 420 632 838 US
RETURN RECEIPT REQUESTED**

Elesys North America, Inc.
70 Crestridge Drive, Suite 150
Suwanee, GA 30024

**Re: *Automotive Technologies International, Inc. v. American Honda Motor Company, Elesys North America, Inc. and General Motors Corporation*
D. Del., C.A. No. 05-494 JJF**

To whom it may concern:

Please be advised that Elesys North America, Inc. has been served with Process (Summons) and Complaint in Delaware pursuant to 10 Del. C. § 3104. Service of the original Summons and Complaint in the above referenced case has been made upon the Delaware Secretary of State as agent for acceptance of legal process. Under 10 Del. C. § 3104, such service is as effectual to all intents and purposes as if it had been made upon Elesys North America, Inc. within Delaware.

Enclosed please find a copy of the Summons and Return of Service and the Complaint. Thank you for your attention to this matter.

Yours,

A handwritten signature in black ink, appearing to be 'RKH' followed by a stylized flourish.

Richard K. Herrmann

RKH/sch
Enclosures

EXHIBIT G

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<p>■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</p> <p>■ Print your name and address on the reverse so that we can return the card to you.</p> <p>■ Attach this card to the back of the mailpiece, or on the front if space permits.</p>		<p>A. Signature <input checked="" type="checkbox"/> <i>Brad Medley</i> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p>	
<p>1. Article Addressed to:</p> <p><i>Elesys North America, Inc.</i> <i>70 Crestridge Dr, Ste 150</i> <i>Suwanee, GA 30024</i></p>		<p>B. Received by (Printed Name)</p>	<p>C. Date of Delivery <i>4/3/06</i></p>
<p>2. Article Number (Transfer from service label) <i>RB 420 632 838 US</i></p>		<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p>	
		<p>3. Service Type <input type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input checked="" type="checkbox"/> Registered <input checked="" type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p>	
		<p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>	

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

EXHIBIT H

Registered No. **RB 420 082 838 US**

Date Stamp
MAR 31 2006
03/31/2006
Domestic Insurance up to \$25,000 is included in the fee. International Indemnity is limited. (See Reverse).

To Be Completed By Post Office	Reg. Fee \$	\$7.90	Return Receipt \$1.35 Restricted Delivery \$0.00
	Handling Charge \$	\$0.00	
	Postage \$	\$10.45	
	Received by	LS	

Customer Must Declare Full Value \$ **0**

☐ With Postal Insurance
☒ Without Postal Insurance

To Be Completed By Customer (Please Print)
All Entries Must Be in Ballpoint or Typed

FROM	Richard K. Herrmann Morris James Hitchens+Williams 222 Delaware Ave, PO Box 2306 Wilmington, DE 19899-2306
TO	Elesys North America, Inc. 70 Chestridge Dr, Ste 150 Suwanee, GA 30024

PS Form 3806, June 2002 **Receipt for Registered Mail** Copy 1 - Customer (See Information on Reverse)

For delivery information, visit our website at www.usps.com®